| 1 2 3 4 5      | Nevada bar<br>PITARO &<br>601 Las Ve<br>Las Vegas,<br>(702) 382-9                        | Pitaro, Esq. No. 1332 FUMO, CHTD. Segas Boulevard, South Nevada 89101 P221 Fax (702) 382-9961 Or Defendant – NAJEEB RAHM | 1AN     |   |
|----------------|--|--|---------|---|
| 6 7 8          | UNITED STATES DISTRICT COURT<br>DISTRICT OF NEVADA<br>* * *                              |  |         |   |
| 9<br>10        | UNITED S   | TATES OF AMERICA,  | )       | 2:15-CR-00178-LDG-GWF                         |
| 11<br>12<br>13 | v.   | Plaintiff,   | ) ) )   | Fifth Request                                 |
| 14             | NAJEEB RAHMAN,   |  |         |   |
| 15             |  | Defendant  | )       |   |
| 16<br>17<br>18 |  | FIND   |         | OF FACT                                       |
| 19             |  |  | of cour | nsel, and good cause appearing therefore, the |
| 20             | Court finds:  This Stipulation is entered into for the following reasons:                |  |         |   |
| 21             | Counsel for defendant has spoken to defendant and he has no objection to the requestion. |  |         |   |
| 23             |  | of continuance.  |         |   |
| 24             | 2.   | Counsel has spoken to AUSA   | Kimberl | y Frayn and she does not oppose to the        |
| 25             | continuance.   |  |         |   |
| 26<br>27       | Defense Counsel was recently retained to represent Defendant.                            |  |         |   |
| 28             | 4. Defense Counsel is requesting additional time to adequately prepare for sentencing.   |  |         |   |
|                | 5. Denial of this request for continuance could result in a miscarriage justice.         |  |         |   |

6. For all the above-stated reasons, the ends of justice would best be served by a continuance of the Sentencing Hearing until a date and time convenient to the court.

This is the fifth request for continuance filed herein.

## **CONCLUSIONS OF LAW**

Denial of this request for continuance would deny the parties herein the opportunity to effectively and thoroughly prepare for Sentencing Hearing.

Additionally, denial of this request for continuance could result in a miscarriage of justice.

## **ORDER**

IT IS HEREBY ORDERED that the Sentencing Hearing currently scheduled for August 25, 2016, at 10:00 a.m., be continued to the 26th day of September, 2016 at 10:00 a.m., in courtroom 6B.

DATED this / day of August, 2016.

UNITED STATES DISTRICT JUDGE LLOYD D. GEORGE